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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

EVERGREEN RESEARCH AND  
MARKETING, LLC, a California limited  
liability company,

Plaintiff,

v.

MYSTICAL DISTRIBUTING CO., LTD., a  
Canadian limited partnership, and DOES 1-10,  
inclusive,

Defendants.

MYSTICAL DISTRIBUTING CO., LTD., a  
Canadian limited partnership,

Counterclaimant,

v.

Case No.: 2:15-cv-00318-JAD-PAL

**INTERIM STATUS REPORT**

1 EVERGREEN RESEARCH AND  
2 MARKETING, LLC, a California limited  
liability company,

3 Counterdefendant.

4 On July 31, 2015, a telephonic conference was held between counsel for  
5 Plaintiff/Counterdefendant, EVERGREEN RESEARCH AND MARKETING, LLC and  
6 counsel for Defendant/Counterclaimant, MYSTICAL DISTRIBUTING CO., LTD.,  
7 regarding the Interim Status Report pursuant to Local Rule 26-3.  
8

9 During the telephonic conference, the parties agreed that it is premature at this time to  
10 address the issues required by Local Rule 26-3. Discovery is progressing but the parties are  
11 unable to provide the time estimated for trial, or three alternative dates for trial, or whether or  
12 not trial will be proceeding or affected by substantive motions. The parties have entered into  
13 a Stipulation to Extend Discovery to allow the parties reasonable time and opportunity to  
14 conduct and complete meaningful discovery and dispositive motions.  
15

16 As set forth in detail in the Stipulation to Extend Discovery, several factors have  
17 resulted in delay in conducting discovery which necessitate extending all discovery and  
18 motion deadlines. Those factors include, but are not limited to, 1) the existence of a Motion  
19 for Leave to File a First Amended Complaint, the hearing of which is not set until August 31,  
20 2015 and which may or may not be granted; 2) document production that has taken more  
21 time than anticipated; and 3) the Parties' desire to explore negotiated settlement and the  
22 consequent need to control litigation costs.  
23

24 ...

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26 ...  
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Therefore, the Parties respectfully request that this Court continue the date for the filing of the Interim Status Report required by Local Rule 26-3 to September 30, 2015 or thereafter.

Dated this 5th day of August, 2015

Dated this 5th day of August, 2015

CROSBY & HIGGINS

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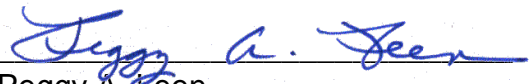
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**IT IS ORDERED** that the parties shall have until September 20, 2015, in which to file an interim status report.

**IT IS FURTHER ORDERED** that the parties shall comply with the requirements of LR 6-2 governing the required form of order for stipulations, *ex parte*, or unopposed motions in any future application for relief from the court.

DATED this 10th day of August, 2015.

  
Peggy A. Leen  
United States Magistrate Judge